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Affidavit of Public **BUREAU OF AIR REGULATION**

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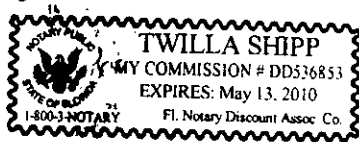
Before the undersigned authority personally appeared Sharon Walker who on oath says she is a Legal Advertising Representative of The Florida Times-Union, a daily newspaper published in Jacksonville in Duval County, Florida; that the attached copy of advertisement is a legal ad published in The Florida Times-Union. Affiant further says that The Florida Times-Union is a newspaper published in Jacksonville, in Duval County, Florida, and that the newspaper has heretofore been continuously published in Duval County, Florida each day, has been entered as second class mail matter at the post office in Jacksonville, in Duval County, Florida for a period of one year proceeding the first publication of the attached copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission, or refund for the purpose of securing this advertisement for publication in said newspaper.

PUBLISHED ON: 11/01

FILED ON: 11/01

Name: Sharon Walker Title: Legal Advertising Representative  
In testimony whereof, I have hereunto set my hand and affixed my Seal, the day and year aforesaid

NOTARY:



### NOTICE TO BE PUBLISHED IN THE NEWSPAPER PUBLIC NOTICE OF INTENT TO ISSUE PSD AIR CONSTRUCTION PERMIT

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
DEP File No. 0310358-004-AC (PSD-FL-374)  
Trail Ridge Landfill, Inc.  
Trail Ridge Energy, LLC  
Duval County

The Department of Environmental Protection (Department) gives notice of its intent to issue a Prevention of Significant Deterioration (PSD) air construction permit to Trail Ridge Energy, LLC for installation of six (6) lean-burn Caterpillar Model G3520C landfill gas fueled internal combustion engines at Trail Ridge Landfill facility located in Baldwin. The facility is located at 5110 US Highway 301 South, Baldwin, Duval County, Florida. A Best Available Control Technology (BACT) determination was required for nitrogen oxide (NOx), carbon monoxide (CO) and particulate matter less than or equal to 10 microns (PM10) pursuant to Rule 62-212.400, F.A.C. The applicant's name and address are Trail Ridge Energy, LLC, 29261 Wall Street, Wixom, Michigan 48393. Trail Ridge Energy, LLC applied on February 24, 2006 (complete on August 15, 2006) to install the six engines for generating electricity by combusting landfill gas that is currently being flared at the Trail Ridge Landfill facility. The six lean-burn IC engines will be connected to individual electricity generators. Each gas IC engine will be connected to a 1,600 kilowatt electricity generator. The plant will have the potential to generate 9.6 megawatts of electricity under base load operating conditions and will be interconnected to the Jacksonville Electric Authority distribution network through a nearby power line. Due to this modification, potential emission of CO will be greater than 250 tons per year (TPY) making the facility a Major Stationary Source for PSD review. The increases in emissions of NOx and PM10 will exceed the significant emission rates. The total annual increases due to the proposed project are approximately 356 TPY of CO, 78 TPY of NOx and 31 TPY of PM10. CO and NOx emissions will be controlled through combustor design (lean burn engine) and good combustion practices (air to fuel ratio control). PM10 emissions will be minimized through the pretreatment of the landfill gas prior to combustion and proper equipment maintenance of the engines. An air quality impact analysis was conducted. Emissions from the facility are not predicted to have a significant impact in either the PSD Class II area in the vicinity of the facility or in the PSD Class I Okefenokee National Wilderness Area. The permitting authority has determined that a PSD Air Construction Permit is required. The Department will issue the Final PSD Air Construction Permit in accordance with the conditions of the Draft PSD Air Construction Permit unless a response received in accordance with the following procedures results in a different decision or significant change of terms or conditions. The Department will accept written comments and requests for a public meeting concerning the proposed permit issuance action for a period of 30 (thirty) days from the date of publication of "PUBLIC NOTICE OF INTENT TO ISSUE PSD AIR CONSTRUCTION PERMIT." Written comments should be provided to the Department's Bureau of Air Regulation at 2600 Blair Stone Road, Mail Station #5505, Tallahassee, FL 32399-2400. Any written comments filed shall be made available for public inspection. If written comments received result in a significant change in the proposed agency action, the Department shall revise the proposed permit and require, if applicable, another Public Notice.

The Department will issue the permit with the attached conditions unless a timely petition for an administrative hearing is filed pursuant to sections 120.569 and 120.57 F.S., before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below. Mediation is not available in this proceeding. A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. Under section 120.60(3), however, any person who asked the Department for notice of agency action may file a petition within fourteen days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under sections 120.569 and 120.57 F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code. A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner, the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of how and when petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action; and (g) A statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the agency's proposed action. A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above. A complete project file is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at:

Dept. of Environmental Protection Bureau of Air Regulation  
111 S. Magnolia Drive, Suite 4  
Tallahassee, Florida, 32301  
Telephone: 850/488-0114  
Fax: 850/922-6979

Environmental Resource Management  
117 West Duval Street, Suite 225  
Jacksonville, Florida 32202  
Telephone: 904/630-4900  
Fax: 904/630-3638

Dept. of Environmental Protection Northeast District  
7825 Baymeadows Way, Suite 200B  
Jacksonville, Florida 32256-7590  
Telephone: 904/807-3300  
Fax: 904/448-4362

The complete project file includes the application, technical evaluations, Draft Permit, and the information submitted by the responsible official, exclusive of confidential records under Section 403.111, F.S. Interested persons may contact the Administrator North Permitting Section at 850/488-0114 for additional information.

Kasparaitis has one assist and 10 penalty minutes in six games this season.

He is also a minus-5 for the Rangers, who have six losses in their first 11 games.

Kasparaitis underwent shoulder surgery in May and had an operation in June to repair a torn muscle in his side.

He was on the ice for three goals against in the Kings' 4-1 home victory over the Rangers on Monday night.

#### Flames recall Boyd, Prust from AHL

The Calgary Flames recalled center **Dustin Boyd** and left wing **Brandon Prust** from the Omaha Ak-Sar-Ben Knights of the AHL.

Boyd, a rookie, leads Omaha in scoring and is ninth in the AHL with 13 points.

Prust has two goals, four assists and 30 penalty minutes in nine games with the Knights. As a rookie last season, Prust had 12 goals, 14 assists and a team-high 294 penalty minutes.

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